

FILED BILLINGS DIV.

2005 MAR 2 PM 2 28

PATRICK E. DUFFY, CLERK

BY CONTROL FOR

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MONTANA BILLINGS DIVISION

RANCHERS CATTLEMEN ACTION LEGAL FUND UNITED STOCKGROWERS OF AMERICA,)) CV-05-06-BLG-RFC
Plaintiff,	6J-35264
UNITED STATES DEPARTMENT OF AGRICULTURE, ANIMAL AND PLANT HEALTH INSPECTION SERVICE, and MIKE JOHANNS, IN HIS CAPACITY AS THE SECRETARY OF AGRICULTURE,	ORDER OF PRELIMINARY INJUNCTION Output Outpu
Defendants.))

The application of the Plaintiff for Preliminary Injunction is GRANTED.

IT IS HEREBY ORDERED that the implementation of the Final Rule published on January 4, 2005, entitled "Bovine Spongiform Encephalopathy, Minimal Risk Regions and Importation of Commodities; Final Rule and Notice," 70 Fed. Reg. 460 is preliminarily enjoined.

IT IS FURTHER ORDERED that the parties are to meet for the purpose of providing the Court with a proposed schedule for trial on the merits for permanent injunction. This proposal is due within ten (10) days from the date of this Order.

This Order is supported by the Opinion filed separately herewith.

The Clerk of Court is directed to notify the parties of the making of this Order.

DATED this

day of March, 2005

RICHARD F. CEBUL

UNITED STATES DISTRICT JUDGE

CERTIFICATE OF MAILING DATE: 2000

BY: VMM

I hereby certify that a copy of

this Order was mailed to:

A. Clifford Edwards

Taylor S. Cook

Russell S. Frye

William L. Miller

Peter D. Keisler

Thomas L. Sansonetti

Daniel Meron

William Mercer

Mark Steger Smith

James J. Gilligan

Lisa A. Olson

Marcia Tiersky

Donna S. Fitzgerald

District Court for the District of Montana, hereby provided the above and foregoing is a true copy.

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